

2009 DRAFTING REQUEST

Bill

Received: **12/14/2009**

Received By: **rkite**

Wanted: **As time permits**

Identical to LRB:

For: **Kathleen Vinehout (608) 266-8546**

By/Representing: **Kathie Colbert**

This file may be shown to any legislator: **NO**

Drafter: **rkite**

May Contact:

Addl. Drafters:

Subject: **Nat. Res. - fish and game**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Vinehout@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Special deer season for national guard members

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?							
/1	rkite 12/15/2009	jdye 12/16/2009	rschluet 12/17/2009	_____	sbasford 12/17/2009	mbarman 12/23/2009	

FE Sent For: **NONE**

<END>

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/?	rkite	12/16 jld	12/16 jld	12/16 jld			
FE Sent For:							
<END>							

Kite, Robin

From: Colbert, Kathie
Sent: Monday, December 14, 2009 1:40 PM
To: Kite, Robin
Subject: Draft Request

Hi, Robin,

Below is the email from Kevin Johnson, member of the 32nd Brigade, requesting a special deer hunt. We're checking with him now as to appropriate dates (probably a weekend in February, 2010) to include in the draft.

If you need more information, please let me know, OK?

Thanks!

Kathie Colbert
Senator Kathleen Vinehout's Office
608-266-8546
877-763-6636 toll free
sen.vinehout@legis.wi.gov

From: Kevin Johnson [<mailto:kevin.johnson@buffalocounty.com>]
Sent: Wednesday, December 09, 2009 5:05 AM
To: Sen.Vinehout
Subject: WI Soldiers Hunting Proposal

Senator Vinehout,

As a County Veterans Service Officer from your district and a soldier currently deployed in Iraq, I am asking for your help to support an idea that I have that would allow redeploying 32nd Brigade soldiers the opportunity to harvest a deer once we're back home. My idea is outlined in the following letter that I am sending to all legislators. Thank you for your time and all you do for veterans in our district and state.

Kevin Johnson
Buffalo County VSO

My name is Kevin Johnson and I am one of the 3,500+ WI National Guard 32nd Brigade soldiers currently deployed in Iraq. I have an idea that I think will be a great benefit to the soldiers of this Brigade upon redeployment in January - we need your help to make it a reality.

I propose that a T-Zone-like deer season be established around the end of January for military personnel returning from this deployment.

There are several reasons to support this proposal:

The figures I have seen show that the deer harvest numbers are down approximately 29% from last year's season. We could certainly reduce that gap.

A large percentage of us normally participate in Wisconsin's great heritage of deer hunting and were obviously unable to do that this year.

Not only did we miss out on participating, we missed an opportunity to provide venison for our families. With the current state of our economy this could have a large impact on our families as we work to get back on our feet

12/14/2009

following redeployment.

The state of Wisconsin has done great things for our veterans in the past and continues to maintain a robust veterans' benefits package. This is an additional opportunity to immediately affect the well being of our soldiers at little or no cost to the state.

I thank you for your time, support, and consideration of this proposal.

Respectfully,

SGT Kevin M. Johnson
C Co. 1-128th INF

12/14/2009



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-3991/0

RNK:.....

Rm run

JLD

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

D-Note

In
12/15

Gen

AN ACT ...; **relating to:** establishing a deer hunting season for certain persons
serving on active duty in the U.S. armed forces or national guard.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Natural Resources (DNR) establishes and maintains open and closed seasons for hunting game animals, including deer. One of the open seasons established by DNR by rule is a nine-day open season for hunting deer with firearms that begins on the Saturday immediately preceding the fourth Thursday in November (regular firearm deer season). *Continues through*

This bill requires DNR to establish an additional season for hunting deer with firearms that begins on February 4, 2010 and that ~~ends on~~ *ends on* February 7, 2010. Under the bill, the additional season is only open for deer hunting by residents of this state who were outside of this state serving on active duty in the U.S. armed forces or national guard during the regular firearm deer season that began on November 21, 2009. The bill specifies that a person who hunts during this additional season must, upon DNR's request, provide satisfactory evidence to DNR that he or she meets the requirements for hunting during this additional season. *

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. Nonstatutory provisions.

(1) **HUNTING SEASON FOR ARMED FORCES MEMBERS.** (a) In this section:

3

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(4)

sub

1. "Department" means the department of natural resources.

2. "Regular firearm deer season" means the season established by the department of natural resources for hunting deer with firearms that began on November 21, 2009.

(b) The department shall establish a special season for hunting deer with firearms that begins on February 4, 2010, and that ends on February 7, 2010. The season shall be open for hunting deer only to a person who is a resident of this state and who meets all of the following requirements:

1. The person was outside of this state serving on active duty in the U.S. armed forces or national guard during the regular firearm deer season.

2. The person, upon the request of the department, provides evidence satisfactory to the department that he or she meets the requirements under subd.

1.

(END)

d-note
↓

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

date

LRB-3991/3dn

RNK:.....

jd

Kathie Colbert:

This draft establishes a four-day deer hunting season beginning on February 4, 2010, for members of the U.S. armed forces and national guard who were outside of this state on active duty during the regular 9-day deer hunting season in November 2009. You had originally requested that this 4-day season be open only to members of the 32nd Brigade of the Wisconsin national guard. As we discussed, I drafted this proposal more broadly so that this 4-day season is open to any active duty armed forces or national guard member who missed the regular 9-day season because the member was outside of this state during that season. If the draft limits the season to hunting by only members of the 32nd Brigade and not to other armed forces members and national guard members, the proposal could possibly be challenged as a violation of the equal protection clause of the U.S. Constitution and the related provisions of the Wisconsin Constitution. *

I have included a provision in this draft that requires a person who hunts during this special 4-day season to provide evidence of eligibility to hunt during this season if requested to do so by DNR. Is this provision consistent with your intent? *

Please let me know if you have any questions with regard to this draft.

Robin N. Kite
Legislative Attorney
Phone: (608) 266-7291
E-mail: robin.kite@legis.wisconsin.gov

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-3991/1dn
RNK:jld:rs

December 16, 2009

Kathie Colbert:

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Please let me know if you have any questions with regard to this draft.

Robin N. Kite
Legislative Attorney
Phone: (608) 266-7291
E-mail: robin.kite@legis.wisconsin.gov

Basford, Sarah

From: Sen.Vinehout

Sent: Tuesday, December 22, 2009 10:58 AM

To: LRB.Legal

Subject: Draft Review: LRB 09-3991/1 Topic: Special deer season for national guard members

Please Jacket LRB 09-3991/1 for the SENATE.

12/22/2009